

**Tennessee Ethics Commission
September 17, 2014
Minutes**

The Tennessee Ethics Commission met on Wednesday, September 17, 2014 at 9:00 a.m. at the Bureau of Ethics and Campaign Finance office. Members present were: Keith Norman, Greg Hardeman, George Jaynes, Jim Stranch, and Charles Traugher. Chairman Norman called the meeting to order.

July 8, 2014 Minutes

Mr. Jaynes made the motion to approve the May 20, 2014 minutes. Mr. Hardeman seconded and the motion passed 5-0.

Utility District Ethics Presentation

Joyce Welborn, Comptroller's Office, Utility Management Review Board, spoke to the Commission regarding ethics compliance of utility districts. At present, each utility board is required to file a code of ethics with the Commission. After discussion, Mr. Jaynes made the motion to recommend to the Governor, the Speaker of the Senate, and the Speaker of the House that members of utility districts be required to file a Statement of Interests with the Commission. Mr. Hardeman seconded. Mr. Stranch recused himself and the motion passed 4-0.

Requests for Reconsideration

Martin Miles – 2009-051
Carroll Cate – 2013-095
Steve Mulroy – 2014-143
Jason Sanders – 2014-141
Rose Williams – 2014-160
James Randy Linville – 2014-158
Larry Lawhon – 2014-110
Mid-State Mobile Concrete – 2014-008

Mr. Miles submitted a written request for reconsideration of the \$10,000 assessment. Mr. Hardeman made the motion to deny request for reconsideration because Mr. Miles had not filed the Statement of Interests. Mr. Traugher seconded and the motion passed 5-0.

Mr. Cate submitted a written request for reconsideration of the \$10,000 assessment. Mr. Hardeman made the motion to deny request for reconsideration because Mr. Cate had not filed the Statement of Interests. Mr. Jaynes seconded and the motion passed 5-0.

Mr. Mulroy submitted a written request for reconsideration of the \$50 assessment. Mr. Mulroy submitted payment of the assessment along with the written request. Mr. Norman made the motion to let the assessment stand and Mr. Jaynes seconded. The motion passed 5-0.

Mr. Sanders submitted a written request for reconsideration of the \$25 assessment. Mr. Traugher made the motion to waive the assessment and Mr. Hardeman seconded. The motion passed 5-0.

Ms. Williams submitted a written request for reconsideration of the \$500 assessment. Mr. Traugher made the motion to waive the assessment because Ms. Williams had subsequently filed the Statement of Interests and had resigned from the planning commission. Mr. Jaynes seconded and the motion passed 5-0.

Mr. Linville requested reconsideration of the \$100 assessment by phone. Mr. Linville assumed that this matter was included in the previous reconsideration of assessments, which the Commission granted. Mr. Norman made the motion to waive this assessment and Mr. Jaynes seconded. The motion passed 5-0.

Mr. Lawhon submitted a written request for reconsideration of the \$1,000 assessment. Mr. Stranch made the motion to defer reconsideration to give Mr. Lawhon the opportunity to file. Mr. Hardeman seconded and the motion passed 5-0.

William Weathers, President of Mid-State Mobile Concrete, submitted a written request for reconsideration of the \$500 assessment. Mr. Traugher made the motion to waive the assessment and Mr. Norman seconded. The motion passed 5-0.

Informal Civil Penalty Assessments – Local Candidates

Timothy C. Woods – 2014-190

Sammy Humphrey – 2014-191

Mr. Hardeman made the motion to take no action on the above filers who were 2 to 7 penalty days late. Mr. Stranch seconded and the motion passed 5-0.

Todd D. Hunt - 2014-192

Gerald Rochelle – 2014-193

Mr. Hardeman made the motion to assess \$25 civil penalties on the above filers who were 9 to 13 penalty days late. Mr. Norman seconded and the motion passed 5-0.

Carl Lavon Hughes – 2014-195

William Joyner – 2014-196

Mr. Stranch made the motion to waive an assessment on the above-named filers who were 22 penalty days late and had submitted a statement to the Commission. Mr. Traugher seconded and the motion passed 5-0.

Joseph Edric Linder – 2014-194

Kevin Cotton Sparkman – 2014-197

Mr. Norman made the motion to assess \$50 civil penalties on the above-named filers who were 20 to 23 penalty days late and had not submitted statements. Mr. Jaynes seconded and the motion passed 5-0.

Paul Harvey – 2014-198

Mr. Stranch made the motion to waive an assessment on Mr. Harvey who was 24 penalty days late and had submitted a statement. Mr. Traughber seconded and the motion passed 5-0.

Mike Hinson – 2014-199

Mr. Hardeman made the motion to assess a \$100 civil penalty on Mr. Hinson for filing 54 penalty days late. Mr. Stranch seconded and the motion passed 5-0.

Alecia Burleson – 2014-202

Mr. Jaynes made the motion to waive assessment of a civil penalty because Ms. Burleson filed the Statement of Interests (78 penalty days late) and submitted a statement for consideration. Mr. Hardeman seconded and the motion passed 5-0.

Kathy Smith – 2014-214

Kristy L. Blankenship 2014-201

Richard T. Fisk – 2014-205

Lana Matthews Sain – 2014-213

Joey Fortner – 2014-206

Donald Corey Poston – 2014-211

Carey Powers – 2014-212

Curt Vincent – 2014-218

Mr. Traughber made the motion to take no actions on the above-named filers, who were 78 to 107 penalty days late, but who had submitted statements for consideration. Mr. Stranch seconded and the motion passed 5-0.

Kevin Brent Allen – 2014-200

Mr. Allen submitted a statement for consideration. Based on his statement, Mr. Stranch moved to defer this matter until the next meeting to give Mr. Allen the opportunity to file the Statement of Interests. Mr. Jaynes seconded and the motion passed 5-0.

Chris Davey – 2014-204

Mr. Davey submitted a statement for consideration. Mr. Stranch made the motion to take no action and Mr. Hardeman seconded. The motion passed 5-0.

Bryan Carson – 2014-203

Jason Haley – 2014-207

Charles Nelson – 2014-209

Mike Smith – 2014-215

Donald Snyder – 2014-216

Cynthia Stanley Cash – 2014-217

Susann Griffin Warren – 2014-219

Derick Williams – 2014-220

Brad L. Young – 2014-221

Joe “Bubba” Jones – 2014-225

Pat Suits – 2014-226

Mr. Hardeman made the motion to assess \$1,000 civil penalties on the above-named filers for failure to file a Statement of Interests. Mr. Stranch seconded and the motion passed 5-0.

Chris Smithson – 2014-224

Mr. Smithson appeared before the Commission and explained why he had not filed a Statement of Interests. Mr. Smithson was given the opportunity to file the Statement of Interests while he was at the meeting. Mr. Hardeman made the motion to waive any civil penalty because Mr. Smithson filed and Mr. Traughber seconded. The motion passed 5-0.

Informal Civil Penalty Assessments – Local Officeholders

J.M. Bailey – 2014-222

Timothy Joe Day – 2014-223

Mr. Hardeman made the motion to assess \$1,000 civil penalties on the above-named filers for failure to file the Statements of Interests. Mr. Traugher seconded and the motion passed 5-0.

Informal Civil Penalty Assessment – State Candidate

John Wang – 2014-231

Mr. Wang appeared before the Commission and explained why he was 7 penalty days late filing. Mr. Jaynes made the motion to take no action and Mr. Stranch seconded. The motion passed 5-0.

Informal Civil Penalty Assessments – State Officeholders

Joe Carr – 2014-168

John Deberry, Jr. 2014-169

Harold M. Love – 2014-170

G.A. Hardaway – 2014-172

Mike Turner – 2014-171

Representative Carr submitted a statement for consideration. Mr. Hardeman made the motion to take no action and Mr. Traugher seconded. The motion passed 5-0.

Representative Love appeared before the Commission and explained why he was late filing the Statement of Interests. Mr. Jaynes made the motion to take no action and Mr. Traugher seconded. The motion passed 5-0.

Mr. Norman made the motion to take no action on representatives Deberry, Hardaway and Turner because they had filed. Mr. Hardeman seconded and the motion passed 5-0.

Other Business

Mr. Norman announced that he was resigning from the Commission and that this meeting would be his last. He has accepted a new position and would possibly have a conflict in the future.

There being no other business before the Commission, the meeting adjourned.